

**NEVADA DEPARTMENT OF EDUCATION
COMMISSION ON PROFESSIONAL STANDARDS IN EDUCATION
MAY 16, 2018**

Meeting Locations:

Office	Address	City	Meeting Room
Department of Education	9890 S. Maryland Pkwy	Las Vegas	Board Room (2 nd Floor)
Department of Education	700 E. Fifth St	Carson City	Board Room

SUMMARY MINUTES OF THE REGULAR MEETING

(Video Conferenced)

COMMISSION MEMBERS PRESENT:

In Las Vegas:

President Esparza
Vice President Pendleton
Commissioner Zeh
Commissioner Maruyama (arrived at 9:24 am)

In Carson City:

Commissioner McGregor
Commissioner Gallivan-Wallace
Commissioner Drum
Commissioner Burnham

COMMISSION MEMBERS NOT PRESENT:

Commissioner Carvalho
Commissioner Davis

DEPARTMENT STAFF PRESENT:

In Las Vegas:

Jason Dietrich, Office of Educator Licensure
Michael Arakawa, Office of Educator Licensure
Paul Partida, Office of Educator Licensure

In Carson City:

Joyce Hilley, Office of Educator Licensure

LEGAL STAFF PRESENT

In Carson City:

Greg Ott

AUDIENCE IN ATTENDANCE:

In Las Vegas:

Robert Askey, Touro University, Nevada
Monte Bay, National University
Alberto Quintero, Nevada Department of Education
Jessica Bouchte, Clark County School District Human Resources

Alexander Marks, Nevada State Education Association
Ruben Murillo, Nevada State Education Association
Michael Robison, University of Phoenix
Matt Borek, University of Nevada Las Vegas
Zane Gray, Sierra Nevada College
Meredith Smith, Nevada Succeeds
Brenda Pearson, Clark County Education Association
Lauren Layton, University of Nevada Las Vegas

Carson City:

Christine Whitcome, Sierra Nevada College
Kate Schum, Washoe County School District
Randi Hunewill, Nevada Department of Education
Brian Reeder, Imagine Schools
Natha Anderson, Washoe Educators Association
Jose Delfin, Carson City School District

Elko:

Tom Reagan, Great Basin College

Agenda Item #1 – Call to Order; Roll Call; Pledge of Allegiance

President Esparza called the meeting to order at 9:15 a.m.

Roll call attendance was taken as reflected above. It was determined a quorum was met.

The Pledge of Allegiance was led by Commissioner Drum.

Agenda Item #2 – Public Comment #1

No Public Comment Carson City, Las Vegas, or Elko.

Agenda Item #3 – Approval of Flexible Agenda

Motion: Commissioner Zeh moved to approve the flexible agenda. Commissioner Burnham seconded the motion. **Motion carried unanimously.**

Agenda Item #4 – Approval of Minutes for April 18, 2018 Meeting

Motion: Commissioner Drum moved to approve the April 18, 2018 minutes with revisions. Commissioner McGregor seconded the motion. **President Esparza abstained. Motion carried.**

Agenda Item #5 – Update on Assembly Bill 124 Educator Code of Ethics Advisory Group, presented by Mike Arakawa.

Mike Arakawa presented an update on AB 124 for the Educator Code of Ethics Advisory Group. He stated that the group had resolved to bring a formal recommendation to the Commission to adopt the model code of ethics for educators. During the June Commission meeting, he and the Advisory Group will bring forward the formal recommendation along with proposed regulatory language for adoption and public workshop. Also at that meeting, the Advisory Group is mandated by statute to present two progress reports during its term of service. The first is due on July 1, 2018 and the other is due on or before December 1, 2018. We will also be bringing the July progress report to the Commission for review; he will be presenting that with one or more of the co-chairs of the Group. It is an informational item which will be forwarded on to the 80th Legislative Session in 2019. The group will meet again on Tuesday, May 22, 2018 to go over more considerations and possible recommendations and he will continue to update the Commission as the work continues.

President Esparza asked if this applies to every institute and educational setting and requested to open the discussion to the Commissioners to ask questions now for the next Advisory Group meeting. Mike replied

that the code of ethics will apply to all professionals and paraprofessionals to the state of Nevada and he would be happy to entertain any questions from the Commission.

Commissioner Burnham asked if the Advisory Group would be recommending an examination or way of showing that people understand the code of ethics besides signing the paperwork. Mike replied that an examination is something the group will consider, but it has not been addressed or presented. He asked Commissioner Burnham if she had any thoughts on what the examination should consist of. Commissioner Burnham replied that she did not; she was concerned with the possible associated costs.

Mike stated that at the June 22, 2018 Advisory Group meeting they will have discussion around training models and have Dr. Troy Hutchings, who is a subject matter expert in the field, presenting if anyone is interested and would like to attend the meeting. Training models adopted in other states will be discussed at this meeting.

President Esparza asked for several examples of different models from several states to be brought forward to the Commission and allow them to review and compare each with what Nevada may want to do.

Commissioner McGregor expressed her disappointment for the June 22, 2018 meeting time; she felt that not many educators would be able to attend and that their voices would not be heard.

Jason Dietrich stated that he sits on the AB 124 Advisory Group and to President Esparza's point; it is the general consensus of the group to bring forward a formalized recommendation for the Commission to adopt the model code of ethics for educators as currently written and prepared in a joint effort between a number of groups within the education community. They have done an amazing job; Nevada was represented at the table during the drafting of the code of ethics and had a voice there. Looking at many other jurisdictions, they have blended together ethics and conduct. There is a vast difference between the two; the group is also entertaining working on bringing forth a code of conduct to the Commission. Mike can bring forward different models to the Commission. There are distinct differences between the two and the Advisory Group wishes to also undertake the work for doing a code of conduct once the code of ethics is finished.

Agenda Item #6 – Public Hearing and Possible Adoption of Proposed Amendments to R048-16; NAC Chapter 391.XXX prescribing requirements concerning courses in multicultural education for certain licensed teachers; clarifying that certain applicants for the issuance or renewal of a license as a teacher must submit proof of completion of a course in multicultural education; and providing other matters properly relating thereto, presented by Jason Dietrich.

Jason Dietrich presented the public hearing on R048-16 for NAC Chapter 391.XXX. He stated that this regulation regarding AB 234 of the 2015 Legislative Session has been a long time in coming. There has been much discussion and many workgroup meetings to get it right and fine-tune everything to get it to become the very comprehensive regulation language currently before the Commission. It has been re-issued to stay within the requirements to the 2016 Regulation Document number. He read the language of the regulation as written.

Jason stated that the Law did require a course in multi-cultural education, but it did not prescribe whether it needed to be a college credit or professional development. The body wanted to recommend leaving that broad as possible so that the individuals required to take the course would have more opportunities to do so. Section 4 took several months to get a consensus on what should be included. Section 5 requires a practical application. The group felt it was imperative to the success of this course. He spoke of how other regulations are affected by the inclusion of this regulation in the NAC.

President Esparza opened the floor to discussion.

Commissioner Gallivan-Wallace asked what kind of license this is for and whom it would affect. Jason stated that it would affect all licensees issued licenses on or after the effective date. The NDE is going to request that statute be amended since the regulation is not yet in effect.

President Esparza asked about the context of field-based experience. Jason replied that the conversation around this requirement was around a certain number of required hours. They compromised to give flexibility. This can be determined by each different body providing this coursework. This is a public hearing and if the Commission wishes to add, remove, or make any changes to clarify in this regulation, it is well within the purview of this body. President Esparza stated she simply wanted the context and had no further comments.

Commissioner Maruyama stated that he liked the time taken to work on the different groups of people. He has heard, talking to counselors in his school, that some of the other students are not as mindful as they should be which causes suffering. He liked that so much was encompassed to make sure everyone was included. Jason stated that AB 196 of the 2017 Legislative Session requires this body to create an endorsement in cultural competency. The NDE has drafted that language and it will come to this body after the codification of the multicultural education regulation. This must come beforehand and is referenced in the language for the cultural competency endorsement. The core multi-cultural work will become one of the required courses in the cultural competency coursework requirement. The group did an amazing job working together and getting to this point.

Commissioner Burnham stated it would have to be taken after the initial license based on section 1 number 1. Jason stated that was correct, the intent is that it is to be a standalone outside of a preparation program. Commissioner Burnham asked about section 2(3)(a) and where the transcripts would be sent. Jason replied that it would be required to be submitted to the NDE Licensure office for the renewal of an educator license, we can add clarifying language if it is the wish of the Commission. Commissioner Burnham stated that she wished for that language to be added. Jason replied that language would be added as it is clarification and not a substantive change.

Commissioner McGregor asked about field-based experience clarification. Jason stated that was left open, no number of hours was assigned to that to allow for flexibility.

Commissioner Pendleton asked about the course requirement and who it was for. Jason stated that it was for all educators who renew their licenses after a specific point in time. He stated it was originally set in NRS as July 1, 2015, but the Commission has not yet adopted the regulation for it to become codified. The NDE is working on amending that date since there is no currently codified regulation in the NAC.

Commissioner Burnham asked if this would be a requirement for renewal of ARL licenses. Jason stated in the affirmative.

Commissioner Gallivan-Wallace asked about the coursework and who would be offering it. Jason stated that it would be placed on the NDE website for the educators to reference and find which colleges/universities offer the approved coursework.

Commissioner Zeh asked for clarification about renewal of her license which is up for renewal next year. Jason replied that this affects individuals whose licenses were issued on or after July 1, 2015. Due to there not being a codified regulation, the NDE has not yet instituted this as a requirement on current licenses and renewals. We are working on getting this date changed in Statute so that we can be in compliance. Also, there currently are only a few institutions which offer the specific coursework required and this will give them the time to develop the coursework which will satisfy the requirement.

President Esparza asked if districts which have professional development divisions could take on this type of training and if it would suffice to meet the requirement. Jason stated that a district could absolutely

develop a course with approval from the NDE. If that were to be done, a district could offer this to their licensees and help them meet the requirement.

Commissioner Pendleton stated she was curious about individuals currently completing their higher education and completing during their coursework concurrently. Jason stated it was designed to be a stand-alone course outside of a prep program as part of the renewal requirement. Part of the discussion around that was if someone has completed their prep program and currently has a standard license and 5 years down the road they are renewing, that course is now outdated and irrelevant. The group felt very strongly that it be standalone and taken in close proximity to the renewal of the licenses. Commissioner Pendleton encouraged marketing of this requirement so that the districts do not end up in a similar situation as the Parental Involvement and Family Engagement coursework requirement. It would be beneficial to individuals to be able to take other options outside of the costly higher education courses. Jason stated that the NDE will do its due diligence on this and make sure that it is out to the PDE providers, the districts, the employee associations, and allow for time to get it up and running. This will also hinge on the changing the date requirement in the statute.

President Esparza stated regarding the context of this regulation, that there is not a lot of current guidance, that she likes the relevancy of individuals having flexibility to take different classes and different ways of fulfilling this requirement. She agreed with Commissioner Pendleton about the messaging being put out by the NDE to give plenty of notice to licensees.

Motion: Commissioner Burnham moved to adopt R048-16 for NAC Chapter 391.XXX and move it forward with the suggested modifications in 2(3)(a) to the State Board of Education. Commissioner Zeh seconded the motion. **Motion carried unanimously.**

Agenda Item #7 – Public Hearing and Possible Adoption of Proposed Amendments to R007-18; NAC Chapter 391.131 abolishing recognition of single subject majors or minors in career and technical education for the purpose of obtaining an endorsement on a secondary license; and providing other matters properly relating thereto, presented by Jason Dietrich.

Jason Dietrich presented the public hearing on R007-18 for NAC Chapter 391.131. He stated that the regulation required quite a bit of language clean-up. All the current CTE regulations are now referred back to the single stand-alone CTE regulation. Moving forward, they only have to effect change to one regulation for those changing course contents.

President Esparza opened the floor to discussion.

Commissioner Burnham asked Section 1(b)(3). Her understanding was that the special education course was being called out specifically. She would like clarification. Jason replied it sounds like Commissioner Burnham would like to strike out that section. Commissioner Burnham stated that it reads like an “or” requirement. Jason replied that this came from the CTE office and he understood Commissioner Burnham’s concern. It would be up to the Commission to strike out or amend the language in that section.

Commissioner Maruyama stated it could also be read as an “and.” There are two groups that are highly needed. Thinking of our students, we need to consider ELL students as well as the special education students. Jason asked Commissioner Maruyama if he believed that language should be “and” in that section. Commissioner Maruyama stated that many of his strategies he uses for Special Education he also uses for ELL students. Given that we ask people for so much, he would like the “or” to remain, not adding the “and” and causing a higher credit requirement to be placed into the regulation.

Commissioner Burnham suggested the clean-up of the language for the course in special education; she suggested the courses following “or” being placed in the optional areas. President Esparza concurred with the strike-out to make it less convoluted. She asked Jason if that was possible. Jason stated that this would be a substantive change which would need to go back to LCB for re-drafting of the language.

Commissioner Drum stated that she was in favor of sending the regulation back to LCB to have the language corrected. Furthermore, “English Language Learners” is now “English Learners,” this language needs to be cleaned up in order to be in compliance with ESSA.

Motion: Commissioner Zeh moved to adopt R007-18 for NAC Chapter 391.131 and move it forward with the suggested revisions to the State Board of Education. Commissioner Pendleton seconded the motion. **Motion carried unanimously.**

Agenda Item #8 – Public Hearing and Possible Adoption of Proposed Amendments to R008-18; NAC Chapter 391.13096 removing references to a business and industry endorsement of a license for which such an endorsement is not available; removing a requirement that a licensee who wishes to renew an endorsement to teach reading has completed certain graduate courses; and providing other matters properly relating thereto, presented by Mike Arakawa.

Mike Arakawa presented the public hearing on R008-18 for NAC Chapter 391.13096. This cleans up language.

President Esparza opened the floor for discussion.

Commissioner Burnham asked about Section 4, she was curious as to why some of the language was struck out. Mike replied the reason was that the original language would effectively limit applicants to only being able to take a specific class at each renewal.

Motion: Commissioner Pendleton moved to adopt R008-18 for NAC Chapter 391.13096 and to move it forward as written to the State Board of Education. Commissioner Drum seconded the motion. **Motion carried unanimously.**

Agenda Item #9 – Public Hearing and Possible Adoption of Proposed Amendments to R009-18; NAC Chapter 391.330 converting an endorsement as an emergency substitute teacher to a special license as an emergency substitute teacher; establishing the period of validity of such a special license; authorizing a person to reapply for such a special license not more than two times, except as otherwise authorized by the Superintendent of Public Instruction; authorizing certain charter schools to hire an emergency substitute teacher in certain circumstances; and providing other matters properly relating thereto, presented by Jason Dietrich.

Jason Dietrich presented the public hearing on R009-18 for NAC Chapter 391.330. He stated that the changes to the regulation start on page 6 of the document. Emergency substitutes are a specific special license not an endorsement. During the workshop discussion suggested that the 3 years change to 1 year. A special dispensation was also added at the request of this body.

President Esparza opened the floor to discussion. There was no discussion.

Motion: Commissioner Pendleton moved to adopt R009-18 for NAC Chapter 391.330 and move it forward as written to the State Board of Education. Commissioner McGregor seconded the motion. **Motion carried unanimously.**

Agenda Item #10 – Public Hearing and Possible Adoption of Proposed Amendments to R010-18; NAC Chapter 391.425 revising the requirements to obtain or renew a business and industry endorsement; and providing other matters properly relating thereto, presented by Jason Dietrich.

Jason Dietrich presented the hearing on R010-18 for NAC Chapter 391.425. He stated that this was long awaited and removed many barriers to obtaining or renewing a Business and Industry license. The Commission wished to move the work experience requirements from 5 years to 2 years and changed the minimum age from 16 to 18. There is also another pathway instead of the 2 years to have 4,000 hours after 18 years of age, again removing another barrier. The workgroup felt it was appropriate to broaden

and allow more flexibility to the requirements. The NDE will be undertaking work with the districts. Finally, there is some language clean-up at the end.

President Esparza opened the floor to discussion.

President Esparza asked for an estimate on the number of individuals were lost based on the barriers and stringent requirements for the license. Jason replied he believed it was somewhere around 100 B&I teachers who could not meet the requirements and it heavily affected the rural districts. It was very difficult to take these courses; most are site-based and not online courses.

Commissioner Burnham stated that she didn't recall the workshop changes from credits to professional development. Jason stated that the barriers around business and industry licensing, as non-traditional teachers, are coming in with work experience. The workgroup felt that they were not taking traditional coursework to be in the field, it was all work experience based. They felt that a district or other provider could provide those credits and make it more meaningful to those individuals. This was causing many of the individuals to invalidate their licenses due to being unable to even register for the college coursework within the first year of their license as required. This is very meaningful to be able to help them not cause their licenses to become invalidated. Commissioner Burnham asked how many hours were required. Jason replied that it was 180 hours. Commissioner Burnham stated that Great Basin does offer all 12 credits online and does serve the whole state.

Randi Huniwell, Assistant Director of the Office of Career Readiness, Adult Learning, & Education Operations (CRALEO) stated that additional options open up many more doors for the districts. This helps fill those many vacancies, our priorities include teacher recruitment and retention. Our office is also looking to add more options and help remove more barriers.

Commissioner Burnham asked who would be monitoring the hours especially given that the NDE is not going to be monitoring hours for standard licensees. Jason replied that monitoring of the professional development hours would have to be entrusted to those institutions, the NDE does not monitor those professional development hours and content. If the NDE is looking at undertaking a program for the 12 credits, he would assume that most districts would teach that program which has already been developed. It would be a good logistics for the rural districts to teach it. Randi stated that some of the things they are looking at that several districts are already developing the courses, there is a workgroup working with the NSHE, and we are making sure that any professional development which is created is open to all the districts in the state.

President Esparza stated that she would like to echo what Director Dietrich was stating and that is why she asked how many B&I educators the state has lost. She remembers a principal stating that the 5 years' experience was also a huge barrier. She knows that they have lost teachers because of that and this revised regulation will help a lot. She hopes that teachers decide to come back with these changes in place.

Motion: Commissioner Pendleton moved to adopt R010-18 for NAC 391.425 and move it forward as written to the State Board of Education. Commissioner Zeh seconded the motion. **Motion carried unanimously.**

Agenda Item #11 – Public Hearing and Possible Adoption of Proposed Amendments to R011-18; NAC Chapter 391.480 revising provisions concerning notifications of arrest; form; requirements; updates or amendments to form; maintenance of file; documents sent to licensed employee; exemptions, presented by Mike Arakawa.

Mike Arakawa presented the hearing on R011-18 for NAC 391.480. He stated that this is the regulation which provides the requirements that all school districts must take to notify the NDE when one of their educators has been arrested for any type of offense which may be grounds for the suspension or

revocation of the license. This is language clean-up and minor changes to the language. He read it into the record.

President Esparza opened the floor for comments.

Commissioner Burnham thanked Mike for the definition of moral turpitude being taken into account.

President Esparza asked about omitting anything that is a misdemeanor which should be in the regulation. Mike replied that there are a few different regulations in play. This regulation requires a district to notify the NDE. There is another regulation which defines moral turpitude and lists out all of the offenses specifically. The change in this regulation is to clarify traffic violations. President Esparza thanked the NDE for adding the definition of minors as some special needs students may be in school until age 22.

Motion: Commissioner Burnham moved to adopt R011-18 for NAC 391.480 and move it forward as written to the State Board of Education. Commissioner McGregor seconded the motion. **Motion carried unanimously.**

President Esparza called for a recess at 10:57 am

President Esparza called the meeting back to order at 11:18 am

Agenda Item #12 – Workshops to Solicit Comments for Proposed Amendments to the Following Regulations: NAC 391.056 Provisional nonrenewable licensure: Qualifications; term of validity; addition of endorsements; inapplicability to certain persons, presented by Jason Dietrich.

Jason Dietrich presented the workshop on NAC 391.056. He stated that there have been articles in the media focusing on the provision for Parental Involvement and Family Engagement (PIFE) coursework requirement. This is currently a 1 year provision placed on all licenses issued on all initial licenses after July 2015. The media attention did not take into account the other 1 year provisional licenses. After lengthy discussion with our State Superintendent, Dr. Canavero wrote a statement of emergency to Governor Sandoval requesting a 120 day emergency regulation allowing all 1 year provisions into 3 year provisions; this will work retroactively for all current licenses with 1 year provisions. The Commission has been provided the emergency regulation along with the language changes. The Governor enacted an emergency regulation in 2015, which was codified by this body into the current regulation in front of you without the strikethroughs in 2016. Prior to this, the NDE was not allowed to issue licenses with provisions on them under No Child Left Behind (NCLB). When NCLB went away, we were able to issue licenses under this regulation that this body adopted. What is before you today is the 120 day emergency regulation issued on April 26, 2018. What this emergency regulation has directed the NDE to do is go back retroactively and take every license which had a 1 year provision and give them a total of 3 years. We are currently working with our programmers to accomplish this. This also requires the licensing office to give all current licenses the 3 year provisions. Brought forward to the Commission today is the request to adopt potential ongoing regulatory changes to become permanent and not just for the emergency 120 days. As a Commission, this is a public workshop and it is entirely at the discretion of the Commission to adopt language, modify language, or move forward with whatever you deem as a body as appropriate. The NDE does see an incredible amount of individuals whom allow their licenses to invalidate due to the 1 year provisions. The NDE hears a lot of reasons as to why, but this is the time with the regulation open to go back and have the discussion around what this body feels appropriate for the field. The NDE would ask for open-mindedness to make sure it is done right or see that the needs have changed since the 1 year provisional licenses were adopted.

President Esparza opened the floor for comments.

President Esparza asked for the standard amount of time to remove provisions on licenses. Jason replied that current regulation states it is 1 year. There are people who have 5 or 6 provisions on their licenses which all need to be cleared in their first year of licensure. President Esparza stated that she was

concerned about consistency; she understands why this is happening. Jason clarified that this would affect all 1 year provisions; the letter from the Governor specifically calls out the PIFE coursework as that is what the media had focused on. The appropriate thing to do was to extend all 1 year provisions and not only the PIFE provision.

Commissioner Drum asked if there was a difference between a conditional license and a provisional license. Jason replied conditional licenses were licenses issued such as the Alternative Route to Licensure (ARL) licenses. Provisional licenses are provisions placed on standard and alternative licenses.

Commissioner Burnham stated that she has a big concern with this. There are college students who have not yet finished required coursework and are getting licensed without having finished their supervised practicum. This makes her very uncomfortable. They should finish up before getting their standard licenses to become educators.

Commissioner Pendleton asked for clarification about the 1 year to 3 year change. Jason replied that the current regulation, as an emergency regulation issued by the Governor, the NDE is required to follow this language as written and do so for 120 days. The NDE is also required, retroactively, to make all 1 year provisions into 3 year provisions. This will also include people who lost their 1 year licenses a year ago or 2 years ago and re-issue out those licenses to 3 years. The issue before the Commission is what the body would like to do going forward after the 120 days is up. Commissioner Pendleton stated that when she was licensed that she had provisions she had to clear, a lot of teachers are licensed with provisions. That is a common practice in the state with licensure. She is wondered how many teachers are licensed with provisions. Commissioner Burnham stated that there is maybe some confusion about a standard license with provisions, which is different from a provisional/nonrenewable license. That person may be missing their tests, methods courses, practicum, et cetera. We previously agreed that we could allow that with the provisional licenses for a year to help with shortages. Jason replied that this regulation is related to initial licensure. There is another regulation which governs individuals who hold licensure in the state and are going for another license or endorsement. This regulation deals with people who may be coming into this state and need to complete some student teaching, testing, or the PIFE coursework. Senate Bill 20 in the last Legislative Session took away the ability to issue 3 year provisional licenses. Everything then defaulted to 1 year provisional licenses, which is what this body wished in 2016. The people this would affect are those who are new to the state and true classroom educators. The discussion for today is to find out what this body wishes to do after the 120 day emergency regulation.

President Esparza stated that she concurs with Commissioner Burnham with the 3 year requirements and is concerned with giving that much time. She is not sure why this became an issue. She wishes to problem solve and get this figured out going forward. Jason replied that the NDE has certainly seen an uptick of individuals being unable to meet their provisional requirements within that 1 year. Part of the conversation when the Commission adopted this regulation in its current form in 2016 was limiting what could be a provision for 1 year. Currently, testing, PIFE, coursework for additional endorsements are all allowed and that is potentially a lot of provisions. From the licensing body, the NDE sees that a person can only do so much in 1 year. Commissioner Burnham agrees that there are way too many things that they are allowing to be placed on licenses as provisions. She would take off student teaching and keep everything else as 1 year.

Commissioner Zeh stated that in the counseling field they are allowing 200 hours to be done in 3 years. She feels the 3 years is a long time and if a person has that much still to do, they should not be applying for licensure in the first place. Jason replied that a preference in licensing would be a standardization of the number of years. There could be tiered provisional licenses, potentially allowing educators to meet the required criteria in different years. This would be difficult for the NDE staff, but they need to do what is right for the field to recruit and maintain teachers. This state has a teacher shortage and it is up to this body to decide what it wishes to do for the good of the field. He could only give commentary as the Director of Licensure and not recommendations.

Commissioner Burnham asked if a person who had a deficiency in testing and 6 credits would need to fulfil both within a year, at which time they would be given a standard license. The standard license may have provisions for PIFE and potentially other provisions. Jason replied that was incorrect, the emergency regulation has all 1 year provisions as 3 years; it is 1 year or nothing. It could be someone with 6 credits deficient, plus PIFE which would be 9 credits, plus praxis core, plus a praxis specialty area test, plus student teaching. This type of scenario is currently allowed under current regulation. There was a short period of time where we were putting PIFE as a 3 year provision on these licenses, but when NAC 391.030 was repealed NAC 391.045 was then the only reference and we had to move the provisions to 1 year. Commissioner Burnham wondered if this could be revisited in the PIFE regulation to make that specific provision 3 years. Jason stated that as to the 6 credit conversation, you could have individuals who have many courses from many different colleges or universities. They could be deficient based on Nevada's requirements.

Commissioner Pendleton asked about why this was an emergency regulation, to her it seemed unprecedented for the NDE and Governor to do something like this. Jason replied that it was due to the media attention on the PIFE coursework and the costs associated with taking it which has a very large range. Looking at the historical perspective, he has been with the NDE over 4 years and the Governor has enacted 2 emergency regulations, both of which have been regarding this specific regulation. The question may be if the 3 years is what this state needs for its educators. We do not know what the specific situations are and why this state has so many people who cannot fulfill their provisions within the first year of licensure. It is a heavy burden for this body.

Commissioner Burnham stated that with the 120 days, this should clear out the pipeline and people will go forth with the knowledge that it is a 1 year provision. They could go with a substitute license. Jason replied that would not be possible, there is a statute and regulation requiring previous provisions to be cleared before the NDE is able to issue out another license.

Commissioner Maruyama stated that with the economy the way it is and how many jobs are currently unfilled, many educators who move away from being teachers never come back to the field. He wishes the Commission to help and provide more time to the educators so that the state does not lose them and never get them back.

Commissioner Zeh stated she would be in favor of a tiered system or allowing the emergency regulation to expire and not act on it.

Jason asked if the Commission wanted to go with the tiered system and gave examples. If the Commission fails to act on this, it will happen again in 2020 as it has been happening every 2 years since the 1 year provisional license have been in effect. He implored the Commission to find a balance. He is more than willing to help the Commission work through it.

President Esparza asked for clarification on how to proceed with the tiered system. Chief Deputy Attorney General Ott replied that this would result in language going forward to LCB. President Esparza asked if the Commission is opposed to the tiered structure. Commissioner Burnham stated that she is opposed if student teaching is one of those options. Commissioners McGregor, Gallivan-Wallace, and Drum agreed with Commissioner Burnham about the student teaching being removed as a provision. Commissioner Zeh stated that she didn't see why student teaching should be removed; it has been there a long time and has been working. Commissioner Maruyama advocated giving more time and putting student teaching in the tier for the first year. President Esparza stated that she will concede the student teaching aspect for the sake of compromise. She wished to work out the tiered structure.

Jason stated that if this body chose to add or remove components in the regulation, it is a workshop and that is within their purview. In 2016, the student teaching aspect was heavily discussed. It sounds as

though if student teaching is off the table, then the tiered structure may be something the Commission will go forward with. It will need a motion, a second, and passage or denial based on the vote. He would be happy to help the Commission work through the 1, 2, and 3 years tiered structure.

The Commissioners had an in-depth discussion on the tiered system for the provisions to be placed on licenses and then came to a consensus.

- 1 year requirements: up to 6 credits deficient in coursework and the practicum internship for school counseling.
- 2 year requirements: Praxis examinations including Core, Specialty Area Tests, and Content Area Tests.
- 3 year requirement: the specific coursework for Parental Involvement and Family Engagement.
- Student teaching is to be removed as a possible provision to be placed on licenses.

Motion: Commissioner Zeh moved to move NAC 391.056 with suggested language revisions forward to public hearing. Commissioner McGregor seconded the motion. **Motion carried unanimously.**

Agenda Item #13 – Workshops to Solicit Comments for Proposed Amendments to the Following Regulations: NAC 391.080 Provisional nonrenewable licensure: NAC 391.080 Approval of providers of continuing education, presented by Jason Dietrich.

Jason Dietrich presented the workshop for NAC 391.080. He stated that due to the passage of 391.065 and professional development, this regulation becomes moot. The NDE will no longer be required to look at this process as it would go back to the districts. The NDE is asking for the repeal of this language and the NDE would place this language in the same packet with 391.065 so they are moved forward together in the same Regulation document.

President Esparza opened the floor for comments.

Commissioner Burnham asked if there was discussion by the state to help the districts and provide guidance. Jason replied that there are two regulations currently being drafted by LCB which will set the core standards for all providers to fall under and give that guidance.

Motion: Commissioner Pendleton moved to move NAC 391.080 as written forward to public hearing. Commissioner Maruyama seconded the motion. **Commissioner Gallivan-Wallace abstained. Motion carried.**

Agenda Item #14 – Workshops to Solicit Comments for Proposed Amendments to the Following Regulations: NAC 391.095 Qualifications for elementary license, presented by Jason Dietrich.

This item was removed from the agenda.

Agenda Item #15 – Workshops to Solicit Comments for Proposed Amendments to the Following Regulations: NAC 391.185 Qualifications for endorsement as school counselor, presented by Arakawa.

Mike Arakawa presented the workshop on NAC 391.185. He stated that the NDE analytics staff found some issues with this particular regulation. This is language clean-up to allow for verification of degrees by applicants who apply for this type of endorsement. It simply calls out that the transcripts are needed. They have struck the requirement for teaching experience due to a practicum being required already. They are exempting School Counselors from the Praxis Core requirements as they are not teachers in the classroom, they will however still need to take their specialty area tests.

President Esparza opened the floor for discussion.

Commissioner Zeh stated that this clarified avenues which have been murky for a while and liked the regulation language clean-up. Mike asked if Commissioner Zeh thought that the 2 year teaching

requirement being removed was appropriate for school counselors. Commissioner Zeh agreed with the removal of the student teaching due to their required practicum.

Motion: Commissioner Drum moved to move NAC 391.185 as written forward to public hearing. Commissioner Zeh seconded the motion. **Motion carried unanimously.**

Agenda Item #16 – Workshops to Solicit Comments for Proposed Amendments to the Following Regulations: NAC 391.277 Endorsement to teach occupational therapy, presented by Mike Arakawa.

Mike Arakawa presented the workshop for NAC 391.277. He stated that while reviewing regulations, many of the boards and commissions called out by name have been removed or changed their names. This simply cleans up the language and modernizes the regulation.

President Esparza opened the floor to discussion. There was no discussion from the Commission.

Motion: Commissioner Zeh moved to move NAC 391.277 as written forward to public hearing. Commissioner Burnham seconded the motion. **Motion carried unanimously.**

Agenda Item #17 – Workshops to Solicit Comments for Proposed Amendments to the Following Regulations: NAC 391.370 Qualifications for teaching pupils who have speech and language impairments, presented by Mike Arakawa.

Mike Arakawa presented the workshop for NAC 391.370. He stated that the NDE added the submittal of transcripts language and updated the required board name specified in the regulation.

President Esparza opened the floor to discussion. There was no discussion from the Commission.

Motion: Commissioner Burnham moved to move NAC 391.370 as written forward to public hearing. Commissioner Pendleton seconded the motion. **Motion carried unanimously.**

Agenda Item #18 – Workshops to Solicit Comments for Proposed Amendments to the Following Regulations: NAC 391.391 Endorsement to teach pupils in program of orientation and mobility, presented by Mike Arakawa.

Mike Arakawa presented the workshop for NAC 391.391. He stated that this is case of the board or association listed in the regulation no longer doing the work that was called out, added the requirement of transcripts, and updated the certification from the association.

President Esparza opened the floor to discussion. There was no discussion from the Commission.

Motion: Commissioner Maruyama moved to move NAC 391.131 as written forward to public hearing. Commissioner Drum seconded the motion. **Motion carried unanimously.**

Agenda Item #19 – Workshops to Solicit Comments for Proposed Amendments to the Following Regulations: NAC 391.XXX English as a Second Language Qualifications, presented by Jason Dietrich.

This item was removed from the agenda.

Agenda Item #20 – Future Agenda Items

Jason Dietrich stated that future agenda items would include more workshops and hearings. The AB 124 Advisory Group updates. ETS will be presenting about every examination. The Commission will approve the next year of meeting dates.

Agenda Item #21 – Commissioners' Comments

President Esparza asked the date of the next meeting. Jason replied that it was June 20, 2018. Commissioner Burnham stated that she would be absent from the next meeting, but would be willing to call in and video conference in. Jason replied that the NDE staff would provide her with the information. Commissioner Drum asked what the next year of meeting dates would be. Jason replied that it was up to the Commission, they could meet monthly, every other month, or quarterly. President Esparza stated that she would like the Commission to meet every other month. Commissioner McGregor stated the less amount of time away from her classroom the better. The Commission agreed to meet every other month. President Esparza stated she would still like to meet up at least 1 time per year for the whole Commission in the same location. Jason stated that the NDE would be seeking funding approval to pay for the trips starting in July.

Agenda Item #22 – Chief Deputy Attorney General Comments

Chief Deputy Attorney General Ott stated that although he will be staying with Education and the Commission, there is another Deputy Attorney General, David Gardner, who has been assigned to assist with the work as well.

Agenda Item #23 – Public Comment #2

No public comment in Carson City, Elko, or Las Vegas.

Agenda Item #24 – Adjournment

The meeting adjourned at 1:35 pm.